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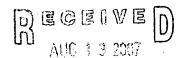
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CEASAR RIVISE BERNSTEIN COHEN & POKOTILLOW LTD SEVEN PENN CENTER 1635 MARKET STREET 12<sup>TH</sup> FLOOR

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**OFFICE OF PETITIONS** 

CAESAR, AIVISE, BEANSTEIN COHEN & POKOTILOW, LTD.

In re Application of Sheridan, Timothy B. Application No. 09/783,811

Filed: February 15, 2001

Attorney Docket No. S2039/20001

**ON PETITION** 

This is a decision on the petitions under 37 C.F.R. § 1.137(b), filed June 29, 2007 and July 26, 2007, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration must be submitted within TWO (2) MONTHS from the mail date of this decision. No further petition fee is required for the request. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

A grantable petition under 37 CFR 1.137(b) must be accompanied by:

(1) the required reply, flaring.

(2) the petition fee, - fold

(3) a statement 1

(3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, and
(4) a terminal disclaimer and fee if the application was filed on or before June 8, 1995 or if the application is a design application.

Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Commissioner may require additional information.<sup>2</sup>

The instant petition continues to lack item (3) as discussed in the petition decision mailed July 15, 2005. Additionally, it is further unclear why a renewed petition was not filed until June 29, 2007, almost two full years after the first petition decision was rendered.

In a nonprovisional application abandoned for failure to prosecute, the required reply may be met by the filing of a continuing application. In an application or patent, abandoned or lapsed for failure to pay the issue fee or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof.

<sup>&</sup>lt;sup>2</sup> See MPEP 711.03(c)(III)(C) and (D).

Dan the inventor of the ubie " a smokeless: Cisarette tech nology. sp. No. 09/783, 811 Feb, 15 2001 I have been Severly Distressed, Stolked, Nocked, Poisoned and Step Deprived. I have Below Terrorized. I unintentionally missed the issue for and IBelieve my Attermed den Delayed This Bothet or That the Potent office Also Dragged it feet. I an The inventor. The Rotest was granted and I was terrorized and Delayed, The Delay was unintentional. Kepleane Trying to Prevent me From obtaining Apotent on my invention morder to stepl my Rights & I has instructed to File the "unintentional Delay Form, I Hove Filed it Please Issue The Botent on my invention IT IS My BUSINESS. Pro Se I do not need planyer Timothy Sheridar Dy/22/07
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